

BILL NO. R-85-04-27

RESOLUTION NO. R-

53-85

A RESOLUTION FINDING, DETERMINING AND RATIFYING A PRELIMINARY RESOLUTION OF THE BOARD OF AVIATION COMMISSIONERS OF THE CITY OF FORT WAYNE CONCERNING THE ISSUANCE AND SALE OF THE CITY OF FORT WAYNE AIRPORT REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$10,000,000 FOR FACILITIES TO BE OWNED AND OPERATED BY THE CITY OF FORT WAYNE, ACTING BY AND THROUGH ITS BOARD OF AVIATION COMMISSIONERS, AND TO BE LOCATED AT BAER FIELD MUNICIPAL AIRPORT.

WHEREAS, the City of Fort Wayne, Indiana (the "Issuer") is authorized by I.C. 8-22-2 (the "Act") to issue revenue bonds for the financing of construction, extensions, additions, or improvements of an aircraft hangar or revenue producing building or facility located or to be located on a municipal airport; and

WHEREAS, the Board of Aviation Commissioners of the City of Fort Wayne (the "Board") proposes that the Issuer finance, through the issuance of the City of Fort Wayne Airport Revenue Bonds, Series 1985, in an amount not to exceed \$10,000,000, the renovation, expansion and/or construction of hangar and/or maintenance facilities to be leased to Burlington Northern Air Freight, Inc., and/or Fort Wayne Air Service, Inc., and/or the construction of additional taxiways, ramp areas and/or parking facilities, and/or the overlay of existing runways, and/or the expansion and renovation of existing terminal facilities, and/or the acquisition and installation of a Category II instrument landing system and related equipment, all to be located at the Baer Field Municipal Airport (the "Project"); and

WHEREAS, the Board held a public hearing on the proposed financing of the Project on April 23, 1985, following notice published in the Journal-Gazette and News-Sentinel on April 8, 1985, and having received the advice of the Board, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the Issuer and its citizens.

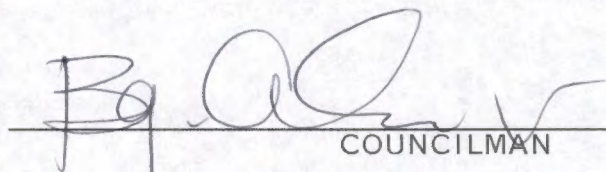
NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Common Council finds, determines, ratifies and confirms that the issuance and sale of the City of Fort Wayne Airport Revenue Bonds, Series 1985, in an amount not to exceed \$10,000,000, under the Act for the acquisition, construction, renovation and/or equipping of the Project will be of public benefit to the health, safety and general welfare of the Issuer and its citizens.

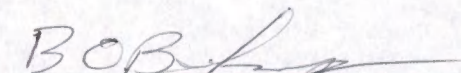
SECTION 2. In order to induce the Board to proceed with the acquisition, construction, renovation and/or equipping of the Project, the Common Council hereby finds, determines, ratifies and confirms that: (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof, provided that all of the foregoing shall be mutually acceptable to the Issuer and the Board; and (ii) it will authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said Airport Revenue Bonds.

SECTION 3. All costs of the Project incurred after the passage of this Resolution, including disbursement or repayment to the Board of monies expended by the Board for planning, engineering and architectural fees and expenses, interest paid during construction, underwriting expenses, attorney and bond counsel fees, and the costs of acquisition, construction, renovation and equipping of the Project, will be permitted to be included as part of the bond issue to finance the Project.

SECTION 4. It is the intention of the Common Council that its adoption of this Resolution shall satisfy the Public Approval Requirement under subsection (k) of Section 103 of the Internal Revenue Code of 1954, as amended.


COUNCILMAN

APPROVED AS TO FORM
AND LEGALITY:


Bruce O. Boxberger, City Attorney
Dated this 15th day of April, 1985

A RESOLUTION FINDING, DETERMINING AND RATIFYING A PRELIMINARY RESOLUTION OF THE BOARD OF AVIATION COMMISSIONERS OF THE CITY OF FORT WAYNE CONCERNING THE ISSUANCE AND SALE OF THE CITY OF FORT WAYNE AIRPORT REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$10,000,000 FOR FACILITIES TO BE OWNED AND OPERATED BY THE CITY OF FORT WAYNE, ACTING BY AND THROUGH ITS BOARD OF AVIATION COMMISSIONERS, AND TO BE LOCATED AT BAER FIELD MUNICIPAL AIRPORT.

WHEREAS, the City of Fort Wayne, Indiana (the "Issuer") is authorized by I.C. 8-22-2 (the "Act") to issue revenue bonds for the financing of construction, extensions, additions, or improvements of an aircraft hangar or revenue producing building or facility located or to be located on a municipal airport; and

WHEREAS, the Board of Aviation Commissioners of the City of Fort Wayne (the "Board") proposes that the Issuer finance, through the issuance of the City of Fort Wayne Airport Revenue Bonds, Series 1985, in an amount not to exceed \$10,000,000, the renovation, expansion and/or construction of hangar and/or maintenance facilities to be leased to Burlington Northern Air Freight, Inc., and/or Fort Wayne Air Service, Inc., and/or the construction of additional taxiways, ramp areas and/or parking facilities, and/or the overlay of existing runways, and/or the expansion and renovation of existing terminal facilities, and/or the acquisition and installation of a Category II instrument landing system and related equipment, all to be located at the Baer Field Municipal Airport (the "Project"); and

WHEREAS, the Board held a public hearing on the proposed financing of the Project on April 23, 1985, following notice published in the Journal-Gazette and News-Sentinel on April 8, 1985, and having received the advice of the Board, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the Issuer and its citizens.

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Common Council finds, determines, ratifies and confirms that the issuance and sale of the City of Fort Wayne Airport Revenue Bonds, Series 1985, in an amount not to exceed \$10,000,000, under the Act for the acquisition, construction, renovation and/or equipping of the Project will be of public benefit to the health, safety and general welfare of the Issuer and its citizens.

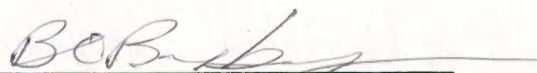
SECTION 2. In order to induce the Board to proceed with the acquisition, construction, renovation and/or equipping of the Project, the Common Council hereby finds, determines, ratifies and confirms that: (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof, provided that all of the foregoing shall be mutually acceptable to the Issuer and the Board; and (ii) it will authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said Airport Revenue Bonds.

SECTION 3. All costs of the Project incurred after the passage of this Resolution, including disbursement or repayment to the Board of monies expended by the Board for planning, engineering and architectural fees and expenses, interest paid during construction, underwriting expenses, attorney and bond counsel fees, and the costs of acquisition, construction, renovation and equipping of the Project, will be permitted to be included as part of the bond issue to finance the Project.

SECTION 4. It is the intention of the Common Council that its adoption of this Resolution shall satisfy the Public Approval Requirement under subsection (k) of Section 103 of the Internal Revenue Code of 1954, as amended.

COUNCILMAN

APPROVED AS TO FORM
AND LEGALITY:


Bruce O. Boxberger, City Attorney
Dated this 15th day of April, 1985

Read the first time in full and on motion by Garbin,
seconded by Stu, and duly adopted, read the second time
by title and referred to the Committee Finance (and the Cit
Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Chambers, City-County Building, Fort Wayn
Indiana, on _____, the _____ day of
_____, 19____, at _____ o'clock _____ .M., E.

DATE: 4-16-85

Nadaya Escherff
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Stu,
seconded by _____, and duly adopted, placed on its
passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>9</u>	_____	_____	_____	_____
<u>BRADBURY</u>	<u>✓</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>✓</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>✓</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>✓</u>	_____	_____	_____	_____
<u>HENRY</u>	<u>✓</u>	_____	_____	_____	_____
<u>REDD</u>	<u>✓</u>	_____	_____	_____	_____
<u>SCHMIDT</u>	<u>✓</u>	_____	_____	_____	_____
<u>STIER</u>	<u>✓</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>✓</u>	_____	_____	_____	_____

DATE: 4-23-85

Nadaya Escherff
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort
Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP) ORDINANCE (RESOLUTION) NO. 2-53-85
on the 23rd day of April, 1985.

ATTEST:

(SEAL)

Nadaya Escherff
SANDRA E. KENNEDY, CITY CLERK

Mark E. GiaQuinta
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana,
on the 24th day of April, 1985
at the hour of 11:30 o'clock P. .M., E.S.T.

Nadaya Escherff
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 25th day of April
1985, at the hour of 9:00 o'clock A. .M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR., MAYOR

BILL NO.

R-85-04-27

REPORT OF THE COMMITTEE ON

FINANCE

WE, YOUR COMMITTEE ON

FINANCE

TO WHOM WAS

REFERRED AN ~~(ORDINANCE)~~ (RESOLUTION) ~~FINDING, DETERMINING~~

AND RATIFYING A PRELIMINARY RESOLUTION OF THE BOARD OF AVIATION

COMMISSIONERS OF THE CITY OF FORT WAYNE CONCERNING THE ISSUANCE AND

SALE OF THE CITY OF FORT WAYNE AIRPORT REVENUE BONDS IN AN AMOUNT

NOT TO EXCEED \$10,000,000 FOR FACILITIES TO BE OWNED AND OPERATED

BY THE CITY OF FORT WAYNE, ACTING BY AND THROUGH ITS BOARD OF

AVIATION COMMISSIONERS, AND TO BE LOCATED AT BAER FIELD

MUNICIPAL AIRPORT

HAVE HAD SAID (ORDINANCE) (RESOLUTION) UNDER CONSIDERATION AND BEG

LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE)

(RESOLUTION)

DO PASS

DO NOT PASS

WITHDRAWN

YES

NO

B. A. Eisbart
BEN A. EISBART
CHAIRMAN

Janet G. Bradbury
JANET G. BRADBURY
VICE CHAIRWOMAN

Samuel J. Talarico
SAMUEL J. TALARICO

Thomas C. Henry
THOMAS C. HENRY

James S. Stier
JAMES S. STIER

CONCURRED IN

4-23-85

SANDRA E. KENNEDY
CITY CLERK